

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE

JACK F. BRAKEBILL,  
DONNA BRAKEBILL, and  
TRUST OF JACK AND DONNA  
BRAKEBILL by and through its  
Trustee DONNA BRAKEBILL,

Plaintiffs,

v.

HERBERT S. MONCIER, ESQ.,

Defendant.

No.: 3:14-CV-105-TAV-DCP

**ORDER**

This civil matter is before the Court on the Report and Recommendations (the “R&R”) entered by United States Magistrate Judge Debra C. Poplin, on January 26, 2022 [Doc. 340]. Judge Poplin recommends that the Court deny defendant’s motions to disqualify attorneys [Doc. 331], to enlarge mediation [Doc. 336], and to correct his motion to disqualify attorneys [Doc. 337]. There have been no timely objections to the R&R, and enough time has passed since the filing of the R&R to treat any objections as having been waived. *See* 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72.

After a careful review of the matter, the Court agrees with Judge Poplin’s recommendations, which the Court adopts and incorporates into its ruling. As such, the Court **ACCEPTS IN WHOLE** the R&R [Doc. 340]. Defendant’s motions [Docs. 331, 336, 337] are **DENIED without prejudice**.

IT IS SO ORDERED.

s/ Thomas A. Varlan  
UNITED STATES DISTRICT JUDGE